

BOULDER CITY COUNCIL PROCEEDINGS

Wednesday, March 17, 2010

1. CALL TO ORDER AND ROLL CALL

Deputy Mayor Wilson called the regular March 17, 2010 council meeting to order at 6:00p.m.in the council chambers.

Those present were: Deputy Mayor Wilson and Council Members Ageton, Appelbaum, Becker, Gray, Karakehian and Morzel.

Mayor Osborne and Council Member Cowles were absent.

Deputy Mayor Wilson accepted an award presented by Liz Hanson, the City's Business Liaison. The City of Boulder was honored with the State Sponsor of the Year Award from the Small Business Development Center.

Liz Hanson then spoke of the Google contest to bring high speed fiber to Boulder. She encouraged residents to go to www.boulderfiber.com and nominate Boulder for this cutting edge opportunity. Deputy Mayor Wilson then read a declaration declaring the weekend of March 19 – 21 as Fiber Weekend in Boulder.

2. PUBLIC PARTICIPATION and COUNCIL/STAFF RESPONSE – 6:10 p.m.

1. Steve King, a local solar company employee in Boulder, spoke to the solar gardens bill. He noted the solar gardens legislation goes beyond what local business can typically handle. He requested Boulder suggest limiting system sizes to lesser kilowatts in the Bill.
2. Beth Hart also spoke to the solar gardens legislation and noted that solar panels on homes, schools, and churches are what are meaningful and help educate the population. The Solar Gardens Bill could create industrial solar farms that take funding away from the local solar efforts. She asked Council to help on-site solar to continue to blossom. She distributed some potential handwritten amendments to the state legislation.
3. Seth Brigham read a poem to Council about free speech.
4. Brook Wise with Growing Colorado spoke in support of the interim medical marijuana regulations. She expressed appreciation for City staff working with the medical marijuana community to help determine what will work for everyone. Growing Colorado is also working with the State in helping them form legislation.
5. Terry Sternberg thanked Council for working with the homeless community and for helping to fund BOHO. She then asked whether there would be lockers for the homeless or parking garage space that could be designated for homeless people at the RTD site. She asked council to think of cutting edge opportunities with the Transit Village development.
6. Adam Odoski with Growing Colorado also thanked Council for its support and efforts on medical marijuana and noted that the organization is available to answer questions if needed.
7. JoElyn Newcomb, pooling time with Jacob Jenkins and Laura Collins, spoke to Solar Gardens legislation and how it had morphed through the legislative process. She raised concern about the 1.5 multiplier included in the legislation, and suggested Boulder also try to limit the bill to a maximum of 500 kilowatts so local installers could compete.

8. Mark Hilliman, representing the private partners involved in the Boulder Fiber Project, commented that the Google Fiber Project was a perfect fit for Boulder, particularly given the University and Federal Labs. He thanked council for its support. Please go vote at www.boulderfiber.com.
9. Greg Cheng with the Nederland Renewable Energy organization spoke in support of the solar gardens legislation and noted that the legislation was a good start. Accessibility is the greatest concern. Please support the legislation and the market will take care of itself.

City Manager Response: - 6:34 p.m.

City Manager Brautigam indicated the City had requested Representative Claire Levy postpone the second reading of the bill to allow for further input, which Ms. Levy did. She then indicated Jonathan Koehn was in the audience if Council would like further detail about the legislative process and details.

Jonathan Koehn, Regional Sustainability Coordinator, confirmed that the second reading set for March 16 was delayed to allow time for more work on additional amendments to the bill. Deputy Mayor Wilson asked Mr. Koehn to speak to some of the concerns raised by the public. He first clarified information related to the kilowatt size that had been mentioned during public participation. He noted staff was working with Representative Levy to help maximize the ability to provide the ranges needed for local installers. He also clarified the Public Utilities Commission's role with Xcel in overseeing various projects and noted the City was also opposed to the 1.5 multiplier which is intended to be removed before the second reading of the Bill. In response to a question from Council Member Appelbaum, Mr. Koehn commented that there was some fine word-smithing occurring now so that the public could understand how the solar garden legislation interfaces with the Renewable Portfolio Standard and current net metering rules.

Council Member Gray requested another update on the Bill considering all of the current changes that had taken place.

City Attorney Response: None.

City Council Response: None.

3. **CONSENT AGENDA: - 6:50 p.m.**

- A. **APPROVAL OF CITY COUNCIL MEETING MINUTES FROM FEBRUARY 16, 2010.**
- B. **CONSIDERATION OF A MOTION TO ACCEPT THE SUMMARY OF THE FEBRUARY 23, 2010 JOINT STUDY SESSION REGARDING URBAN WILDLIFE MANAGEMENT AND THE OPEN SPACE AND MOUNTAIN PARKS GRASSLAND ECOSYSTEM MANAGEMENT PLAN.**
- C. **SECOND READING AND CONSIDERATION OF EMERGENCY ORDINANCE NO. 7717 EXTENDING ORDINANCE NO. 7707 REGARDING INTERIM REGULATIONS FOR MEDICAL MARIJUANA BUSINESSES FROM MARCH 31, 2010, UNTIL THE EARLIER OF JULY 7, 2010 OR THE EFFECTIVE DATE OF ORDINANCE NO. 7716, ADOPTING A NEW CHAPTER 6-14 REGARDING MEDICAL MARIJUANA AND SETTING FORTH RELATED DETAILS.**

Council Member Gray moved, seconded by Appelbaum to approve consent items 3A through 3C. The motion carried unanimously 7:0; Cowles and Osborne absent.- 6:50 p.m.

4. **CALL- UP CHECK IN:** None.

ORDER OF BUSINESS

5. **PUBLIC HEARINGS:** None.

6. **MATTERS FROM THE CITY MANAGER:** None.

7. **MATTERS FROM THE CITY ATTORNEY:** None.

8. **MATTERS FROM MAYOR AND MEMBERS OF COUNCIL:** None.

Council Member Morzel commented that the Charter Committee would meet in early April and would like Council Members to start thinking of any issues that it might want the Charter Committee to consider.

Council Member Becker reminded Council Members to look at applications that are coming in for the City Attorney position.

9. **PUBLIC COMMENT ON MATTERS:** None.

10. **FINAL DECISIONS ON MATTERS:** None.

11. **ADJOURNMENT**

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED AT 6:54 P.M.

APPROVED BY:



Susan Osborne,
Mayor

ATTEST:



Alisa D. Lewis,
City Clerk